

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ASHLEY D. RUPP,

Defendant.

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8:16CR18

ORDER

This matter is before the court on the motion for an extension of time by defendant Ashley D. Rupp (Rupp) (Filing No. 14). Rupp seeks an additional two weeks in which to file pretrial motions in accordance with the progression order. Rupp's counsel represents that Rupp will file an affidavit wherein she consents to the motion and acknowledges she understands the additional time may be excludable time for the purposes of the Speedy Trial Act. Rupp's counsel represents that government's counsel has no objection to the motion. Upon consideration, the motion will be granted.

**IT IS ORDERED:**

Defendant Rupp's motion for an extension of time (Filing No. 14) is granted. Rupp is given until **on or before March 31, 2016**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional **time** arising as a result of the granting of the motion, i.e., **the time between March 15, 2016, and March 31, 2016**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

DATED this 15th day of March, 2016.

BY THE COURT:

s/ Thomas D. Thalken  
United States Magistrate Judge